

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

VINCENZO MAZZAMUTO,
Plaintiff,

v.

UNUM PROVIDENT
CORPORATION, et al.,
Defendants

CIVIL ACTION
NO. 1:CV-01-1157

JUDGE CONNER

FILED
HARRISBURG, PA

OCT 03 2002

MARY E. D'ANDREA, CLERK
Per
Deputy Clerk

**DEFENDANTS' MOTION IN LIMINE
TO BIFURCATE THE TRIAL**

Defendants UNUM Provident Corporation, Paul Revere Life Insurance Company and New York Life Insurance Company ("UNUM") hereby move in limine for an order to bifurcate the trial.

Defendants seek to bifurcate the trial on the issues of defendants' net worth and plaintiff's claim for punitive damages to avoid unnecessary prejudice to Defendants.

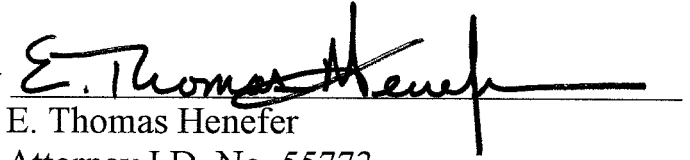
WHEREFORE, for the reasons set forth above and in the accompanying Memorandum of Law in support of this Motion, Defendants respectfully request this Court to grant their Motion in Limine to bifurcate the trial

on the issues of defendants' net worth and plaintiff's claim for punitive damages.

Dated: October 2, 2002

STEVENS & LEE

By

A handwritten signature in black ink, appearing to read "E. Thomas Henefer", is written over a horizontal line.

E. Thomas Henefer

Attorney I.D. No. 55773

Kirk L. Wolgemuth

Attorney I.D. No. 45792

111 North Sixth Street

P.O. Box 679

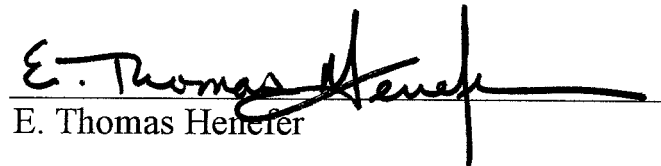
Reading, Pennsylvania 19603

(610) 478-2000

Attorneys for Defendants UNUM Provident
Corporation, Paul Revere Insurance Company,
and New York Life Insurance Company

CERTIFICATE OF NON-CONCURRENCE

I, E. Thomas Henefer, Esquire certify pursuant to Local Rule 7.1 that plaintiff's counsel does not concur in the foregoing motion.

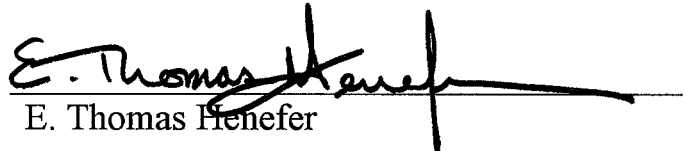

E. Thomas Henefer

Dated: October 2, 2002

CERTIFICATE OF SERVICE

I, E. THOMAS HENEFER, ESQUIRE, certify that on this date, I served a certified true and correct copy of the foregoing Defendant's Motion to Bifurcate upon the following counsel of record, via Federal Express, addressed as follows:

Richard C. Angino, Esquire
4503 North Front Street
Harrisburg, PA 17110-1708


E. Thomas Henefer

Date: October 2, 2002